

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

CHIRIMAR SYSTEMS, INC.,

Plaintiff,

CIVIL NO. 06-13936

v.

HONORABLE AVERN COHN

FOUNDRY NETWORKS, INC.,

Defendant.

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**ORDER FINDING DEFENDANT'S MOTION FOR PARTIAL SUMMARY JUDGMENT
OF NONINFRINGEMENT OF CLAIM 17 OF U.S. PATENT NO. 5,406,260 BY
MIDSPAN PRODUCTS BASED ON THE DOCTRINE OF COLLATERAL ESTOPPEL**

Before the Court is the above referenced motion. The Court finds that the motion is MOOT.

SO ORDERED.

Dated: August 19, 2010

s/Avern Cohn
AVERN COHN
UNITED STATES DISTRICT JUDGE

I hereby certify that a copy of the foregoing document was mailed to counsel of record on this date, August 19, 2010, by electronic and/or ordinary mail.

s/Julie Owens
Case Manager, (313) 234-5160